

## District of Massachusetts

**Chapter 7**  
**Case No. 09-19222-WCH**

**Adversary Proceedings**  
**Case No. 10-01205**

## Cross-Claim

Although the cross-claim was served on October 4, 2010, due to the inadvertence of

counsel, the defendant did not timely respond. As set forth in the attached, proposed answer, the defendant has several meritorious defenses to the cross-claim.

(Proposed Answer, Exhibit A at 4–5.) It would be inequitable if the defendant were prevented from responding to the cross-claim.

Respectfully submitted,  
Robert B. Our Co., Inc.  
By its attorneys,

/s/ Brian Widegren

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Dated: October 29, 2010

### **Certificate of Service**

I hereby certify that that I have this date caused a copy of the following documents to be electronically transmitted to the following persons:

Document: Defendant Robert B. Our Co., Inc.'s  
Motion to Allow Late Filing of  
Answer to Cross-Claim

Persons Served: Jessica Murphy, Esq.  
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Dated: October 29, 2010

/s/ Brian Widegren  
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### **Certificate of Service**

I, Frank J. Shealey, certify that I have this 29th day of October, 2010, served a copy of Defendant Robert B. Our Co., Inc.'s Motion to Allow Late Filing of Answer to Cross-Claim on the parties or persons listed below, by mail, postage pre-paid, as indicated below.

/s/ Frank J. Shealey

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